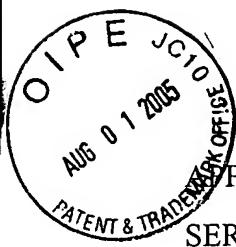


JFW/B



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT:	HODGES, ET AL.	}
SERIAL NO.:	10/696,959	
FILED:	OCTOBER 30, 2003	
TITLE:	DELIVERY OF AEROSOLS CONTAINING SMALL PARTICLES THROUGH AN INHALATION ROUTE	

EXAMINER:	Haghigian, M.
ART UNIT:	1616
CONFIRMATION NO.:	8482

Mail Stop Amendment
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

Dear Sir:

INFORMATION DISCLOSURE STATEMENT

Applicant calls the Examiner's attention to the patents and publications listed on the attached Form PTO-1449, copies of required documents enclosed, which may be material to examination of the above identified application. In accordance with 37 CFR § 1.98(a)(3)(i) the relevance of Clark et al. (1986) Z. Erkrank 166:13-24 is set forth in the abstract, the English translations of which is provided.

TIME OF TRANSMITTAL

This Information Disclosure Statement is being submitted under 37 CFR § 1.97(c). This Statement is filed after three months from the filing date of the national application, after three months from the date of entry into national stage under 37 CFR § 1.491, after the mailing of a first Office Action on the merits, or after the mailing of a first Office Action after the filing of a request for continued examination under 37 CFR § 1.114, but before the mailing date of any of:

- (a) a final action under 37 CFR § 1.113;
- (b) a notice of allowance under 37 CFR § 1.311; or
- (c) an action that otherwise closes prosecution in the application.

This Statement is accompanied by a check for \$180 in accordance with 37 CFR §§1.97(c) and 1.17(p). The undersigned hereby authorizes the charging of any deficiency of fees submitted herewith to Deposit Account No. 19-5117.

The filing of this Information Disclosure Statement shall not be construed as an admission against interest in any manner. This listed patents and publications are believed of

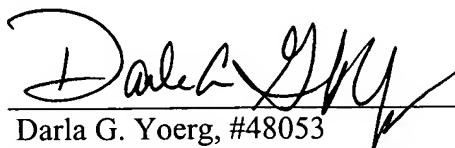
37 CFR 1.8

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to:
 Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on July 29, 2005.

interest herein and consideration and citation of as interest by Examiner is respectfully requested.

Respectfully submitted,



Date: July 29, 2005

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S:\CLIENTFOLDERS\ALEXZA\20.08CON\IDS.DOC

FORM PTO-1449	U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE	ATTY. DOCKET NO. 00020.08CON	SERIAL NO. 10/696,959
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FILING DATE OCTOBER 30, 2003		GROUP 1616	

AUG 01 2005
U.S. PATENT & TRADEMARK OFFICE

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	AB	10/146,088	5/13/2002	Hale et al.			
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	AR	GB 502 761	03/24/1939	Great Britain		
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	AT	WO 99/16419	04/08/1999	WIPO		

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)		
	EXAMINER	DATE CONSIDERED
	AU	Office Action mailed 12/04/03 for US App. No. 10/057,198 filed 10/26/01 "Method And Device For Delivering A Physiologically Active Compound"
	AV	Office Action mailed 01/12/05 for US App. No. 10/057,197 filed 10/26/01, "Aerosol Generating Device And Method"
	AV	Office Action mailed 06/03/04 for US App. No. 10/057,197 filed 10/26/01, "Aerosol Generating Device And Method"
	AX	Office Action mailed 12/15/03 for US App. No. 10/057,197 filed 10/26/01, "Aerosol Generating Device And Method"
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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

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COMMERCE PATENT
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EXAMINER

DATE CONSIDERED

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	CT	WO 00/00176	01/06/2000	WIPO			
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	CV	WO 00/47203	01/06/2000	WIPO			
	CW	WO 00/64940	11/02/2000	WIPO			
	CX	WO 00/66206	11/19/2000	WIPO			
	CY	WO 03/037412	05/08/2003	WIPO			

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	cz	Hong et al. (2002) Respiratory Drug Delivery <u>VIII</u> :779-781
	CAA	Clark et al. (1986) Z. Erkrank <u>166</u> :13-24
	CBB	Vapotronics, Inc. (1998) located at http://www.vapotronics.com.au/banner.htm , 11 pages (visited on June 5, 2000)
	ccc	
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